



3762 ZW

PATENT  
Docket No.: P-7705.03US

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Baudino et al.                      Group Art Unit: 3762  
Application No.: 10/053,329                      Examiner: Michael J. Hayes  
Filed: November 9, 2001  
For: TECHNIQUES FOR SELECTIVE ACTIVATION OF NEURONS IN  
THE BRAIN, SPINAL CORD PARENCHYMA OR PERIPHERAL  
NERVE

**CERTIFICATE OF MAILING OR TRANSMISSION** I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 February 22, 2005

Anne M. La Dow

**SUPPLEMENTAL  
INFORMATION DISCLOSURE STATEMENT**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. § 1.56, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached Form PTO-1449. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Supplemental Information Disclosure Statement is being filed more than three months after the U.S. filing date and after the mailing date of the first Office Action on the merits, but before the mailing date of a Final Action or Notice of Allowance.

Please debit Deposit Account No. 13-2546 in the amount of \$180.00, or as needed to ensure consideration of the disclosed information.

02/28/2005 SSESHE1 00000017 132546 10053329  
01 FC:1806 180.00 DA

By submitting these references, Applicant does not admit that the references are prior art to or material to this application, and reserves the right to establish that any reference is not prior art. Applicant does not represent that the references have been reviewed in detail; there may be details in the references of which Applicant is unaware.

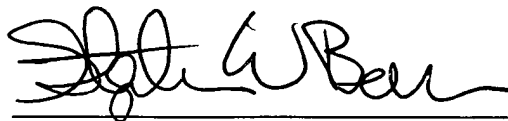
Pursuant to the waiver of the requirements under 37 C.F.R. 1.98(a)(2)(i) as stated in a Pre-Official Gazette Notice dated July 11, 2003, copies of only the foreign patent documents and non-patent literature listed on the enclosed modified Form PTO-1449 are attached. A copy is also enclosed of the PCT International Search Report issued in the corresponding PCT application.

The Commissioner is authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 13-2546.

It is respectfully requested that the above information be considered by the Examiner and that a copy of the enclosed Form PTO-1449 be returned, indicating that such information has been considered.

Respectfully submitted,

Date: February 22, 2005



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Anne M. La Dow

TRANSMITTAL LETTER

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

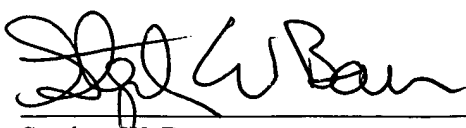
Enclosed for filing in the above-identified application are the following:

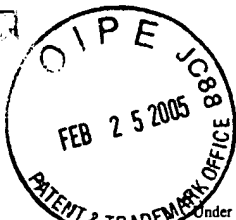
- ☒ Supplemental Information Disclosure Statement
  - ☒ PTO Form 1449
  - ☒ Cited References
- ☒ Return Receipt Postcard
- ☒ The Commissioner is hereby authorized to charge or credit any deficiencies or overpayments, which may have been overlooked on this Transmittal Letter with regard to this filing, to Deposit Account No. 13-2546. A duplicate of this Transmittal Letter is enclosed.

Respectfully submitted,

Date:

February 22, 2005

  
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PTO/SB/08a (06-03)

Approved for use through 07/31/2003. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet 1 of 2

**Complete if Known**

Application Number	10/053,329
Filing Date	November 9, 2001
First Named Inventor	Michael D. Baudino
Group Art Unit	3762
Examiner Name	Michael J. Hayes
Attorney Docket Number	P-7705.03US

**U.S. PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code <sup>2</sup> (if known)			
		3,347,224		Adams	10-17-1967	
		3,361,848		Muller	01-04-1972	
		3,665,916		Kobayashi et al.	05-30-1972	
		3,754,555		Schmitt	08-28-1973	
		4,136,701		Barton et al.	01-30-1979	
		4,357,946		Dutcher et al.	11-09-1982	
		4,522,212		Gelinas et al.	06-11-1985	
		5,236,424		Imran	08-17-1993	
		5,282,845		Bush et al.	02-01-1994	
		5,314,462		Heil, Jr. et al.	05-24-1994	
		5,476,498		Ayers	12-19-1995	
		5,514,174		Heil, Jr. et al.	05-07-1996	
		5,609,623		Lindegren	03-11-1997	
		5,722,402		Swanson et al.	03-03-1998	
		5,725,525		Kordis	03-10-1998	
		6,038,472		Williams et al.	03-14-2000	
		6,094,596		Morgan	07-25-2000	
		6,094,598		Elsberry et al.	07-25-2000	
		6,385,472		Hall et al.	05-07-2002	

**FOREIGN PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document			Name of Patentee of Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>3</sup>
		Office <sup>4</sup>	Number <sup>5</sup>	Kind Code <sup>2</sup> (if known)				
		EP	0479435		Bush et al.	04-08-1992		
		EP	0965359		Morgan	12-22-1999		
		WO	96/10961		Fleischman et al.	04-18-1996		
		WO	98/48887		Williams et al.	11-05-1998		

Examiner  
SignatureDate  
Considered

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw Line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 USC 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

<sup>1</sup> Unique citation designation number.<sup>2</sup> See attached Kinds of U.S. Patent Documents.<sup>3</sup> Applicant is to place a check mark here if English language translation is attached.<sup>4</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard St.3).<sup>5</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document.